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PATENT APPLICATION

Attorney Docket No.: 108737

AMENDMENT TRANSMITTAL

In re the Application of

Michael a. MILLER et al.

Application No.: 10/028,710

Filed: December 28, 2001

For: THREE-ELECTRODE FUEL CELL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

- Entitlement to small entity status is hereby asserted.
 Small entity status of this application has been established.

The filing fee has been calculated as shown below:

	(Column 1)	(Column 2)	(Column 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL CLAIMS	*25 MINUS	**24	=1
INDEP CLAIMS *3 MINUS ***3 =0			
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

SMALL ENTITY		OTHER THAN A SMALL ENTITY	
RATE	ADD'L FEE	RATE	ADD'L FEE
x 9	\$ 9	x 18	\$
x 43	\$	x 86	\$
+145	\$	+290	\$
	\$ 9		\$

OR

OR

- * If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.
 - ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 - *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" in this space (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.
- Check No. 150319 in the amount of \$9.00 is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.

Respectfully submitted,

James A. Oliff
Registration No. 27,075

Tarik M. Nabi
Registration No. P-55,478

JAO:TMN/dmw

Date: January 21, 2004

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JAN 30 2004
TC 1700

1745



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Michael A. MILLER et al.

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JAN 30 2004

TC 1700

Group Art Unit: 1745

Examiner: Thomas H. Parsons

Docket No.: 108737

AMENDMENT UNDER 37 C.F.R. §1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the October 22, 2003 Office Action, please consider the following:

Amendments to the Claims as reflected in the listing of claims; and

Remarks.